

UNITED STATES DISTRICT COURT
for the
EASTERN DISTRICT OF NORTH CAROLINA

U.S.A. vs. Johnny Lee Darden

Docket No. 4:13-CR-27-1BO

Petition for Action on Supervised Release

COMES NOW Taron N. Seburn, U.S. Probation Officer of the court, presenting a petition for modification of the Judgment and Commitment Order of Johnny Lee Darden, who, upon an earlier plea of guilty to Possession of Firearms by a Felon, 18 U.S.C. §§ 922(a)(1) and 924, was sentenced by the Honorable Terrence W. Boyle, U.S. District Judge, on December 2, 2013, to the custody of the Bureau of Prisons for a term of 180 months. It was further ordered that upon release from imprisonment the defendant be placed on supervised release for a period of 5 years. On June 17, 2014, the defendant's sentence was amended and the term of imprisonment was reduced to 30 months, and the term of supervised release was reduced to 3 years. Johnny Lee Darden was released from custody on April 15, 2015, at which time the term of supervised release commenced.

RESPECTFULLY PRESENTING PETITION FOR ACTION OF COURT FOR CAUSE AS FOLLOWS: The defendant tested positive for cocaine on September 26, 2017, and the results were confirmed by Alere Laboratory on September 29, 2017. The defendant received a verbal reprimand for his drug use and was instructed to enroll in substance abuse treatment at Straight Walk Family Services in Rocky Mount, North Carolina. As a sanction for this drug use, we are recommending the defendant be required to adhere to a curfew with electronic monitoring for a period not to exceed 30 consecutive days. The defendant signed a Waiver of Hearing agreeing to the proposed modification of supervision.

PRAYING THAT THE COURT WILL ORDER that supervised release be modified as follows:

1. The defendant shall adhere to a curfew as directed by the probation officer for a period not to exceed 30 consecutive days. The defendant is restricted to residence during the curfew hours. The defendant shall submit to the following Location Monitoring: Radio Frequency monitoring and abide by all program requirements, instructions and procedures provided by the supervising officer.

Except as herein modified, the judgment shall remain in full force and effect.

Reviewed and approved,

I declare under penalty of perjury that the foregoing
is true and correct.

/s/ Dwayne K. Benfield
Dwayne K. Benfield
Supervising U.S. Probation Officer

/s/ Taron N. Seburn
Taron N. Seburn
U.S. Probation Officer
201 South Evans Street, Rm 214
Greenville, NC 27858-1137
Phone: 252-830-2335
Executed On: October 27, 2017

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ORDER OF THE COURT

Considered and ordered this 27 day of October, 2017, and ordered filed and made a part of the records in the above case.


Terrence W. Boyle
U.S. District Judge